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Melissa Scanzillo

Signature:

Melissa Scanzillo  
Clifford Chance Rogers & Wells LLP

Docket No. 3499-097

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Brixius et al.

Filed: January 11, 2002

Group Art Unit: 2164

Serial No: 10/043,554

Examiner: to be determined

For: METHOD AND SYSTEM FOR VENTURE  
CAPITALIST DISTRIBUTION OF STOCK

PETITION UNDER 37 CFR §1.47 IN SUPPORT OF ACCEPTING A DECLARATION  
WHEN AN INVENTOR REFUSES TO SIGN

Commissioner for Patents

**BOX MISSING PARTS**

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OFFICE OF PETITIONS

This petition is being filed in response to an inventor's refusal to join in an application for a patent. Applicants respectfully submit the following:

1. ☒ Copy of Declaration of Ms. Cristina Carbone under 35 CFR 1.47(a) in Support of Accepting a Declaration when an Inventor Refuses to Sign and Exhibits.
2. ☒ Fee as set forth under 37 CFR §1.17(i).
3. ☒ The last known address of Mr. James G. Schaad is 8 Pembroke Court, Marlboro, NJ 07746-1226.

Applicants respectfully state that a *bona fide* and diligent attempt was made to obtain Mr. James G. Schaad's signature and that Mr. Schaad refused to execute the Declaration of inventorship. The enclosed Declaration and Power of Attorney for this application bears Mr. Schaad's name. Each inventor was given a complete copy of the Declaration and the Declaration has been executed by the other co-inventors.

As detailed in the attached Declaration of Ms. Cristina Carbone, Mr. Schaad is a former employee of Goldman, Sachs & Co. While employed at Goldman, Sachs & Co., Mr. Schaad contributed to the present application. However, Mr. Schaad has refused to join in on this application.

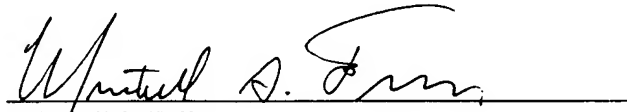
Applicants respectfully request the grant of this Petition.

The Commissioner is hereby authorized to charge the petition fee of \$130.00 and any additional fee, or credit any overpayment to Deposit Account No. 50-0521. A duplicate copy of this transmittal is enclosed.

Respectfully submitted,

Date:

8. Aug. 2002

  
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Mitchell S. Feller  
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